

State of South Dakota

SEVENTY-SIXTH SESSION
LEGISLATIVE ASSEMBLY, 2001

400E0330

HOUSE BILL NO. 1043

Introduced by: The Committee on Commerce at the request of the Department of
Commerce and Regulation

1 FOR AN ACT ENTITLED, An Act to authorize the state fire marshal to prohibit open burning.

2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That chapter 34-29B be amended by adding thereto a NEW SECTION to read
4 as follows:

5 The state fire marshal, after consultation with the Governor, may prohibit or restrict open
6 burning within a county in order to protect the public health and safety. This section does not
7 limit or affect the laws of this state relating to the authority of counties or other local entities to
8 prohibit or restrict open burning.